

unnecessary for Destin to appear or be represented at the hearing.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 98-13202 Filed 5-18-98; 8:45 am]

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 4715-012]

#### Felts Mills Energy Partners, L.P.; Notice Dismissing Request for Rehearing

May 13, 1998.

On March 17, 1998, the Director, Office of Hydropower Licensing, issued an order granting to the licensee for the Felts Mills Project No. 4715 an extension of time to comply with the requirements of Articles 205 and 405 of its license. On April 17, 1998, New York Rivers United filed a request for rehearing of the Director's order.

Rule 713 of the Commission's Rules of Practice and Procedure provides that rehearing may be sought only with respect to a "final Commission decision or other final order."<sup>1</sup> The Director's order in this case, allowing the licensee additional time to submit its plan and aperture cards, is interlocutory, and is not therefore subject to rehearing.<sup>2</sup> Accordingly, New York Rivers United's request for rehearing is dismissed.<sup>3</sup>

This notice constitutes final agency action. Requests for rehearing by the Commission of this dismissal notice may be filed within 30 days of the date of issuance of this notice, pursuant to 18 CFR 385.713.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ER98-2498-000]

#### Public Service Company of New Mexico; Notice rescinding prior notice

May 11, 1998.

Take notice that on May 12, 1998, The **Federal Register** published a notice in the above-captioned docket (63 FR 26181). By this notice, the prior notice is hereby rescinded.

**David P. Boergers,**

*Acting Secretary.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. CP98-515-000]

#### Transcontinental Gas Pipe Line Corporation; Notice of Request Under Blanket Authorization

May 13, 1998.

Take notice that on May 4, 1998, Transcontinental Gas Pipe Line Corporation (Transco), Post Office Box 1396, Houston, Texas 77251, filed in Docket No. CP98-515-000, a request pursuant to Section 157.205 and 157.211 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205 and 157.211) for authorization to construct and operate a sales tap for Frontier Energy (Frontier), a North Carolina natural gas local distribution and transmission pipeline company, under Transco's blanket certificate issued in Docket No. CP82-426-000, pursuant to 18 CFR Part 157, Subpart F of the Natural Gas Act, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

Transco states that the sales tap would consist of two six-inch valve tap assemblies, a meter station with two six-inch meter runs and other appurtenant facilities near milepost 1308.45 on Transco's mainline in Rowan County, North Carolina. Transco further states that Frontier would construct, or cause to be constructed, appurtenant facilities as part of a new "greenfield" natural gas distribution project to enable it to receive gas from Transco at the sales tap and redeliver the gas to serve several counties in northwestern North Carolina which do not have current access to natural gas.

Transco also states that the new sales tap would be used by Frontier to receive up to 45,000 dekatherms of gas per day from Transco. It is stated that the gas delivered through the new sales tap would be received by Frontier for redeliveries in its capacity as a new local distribution company. Transco states that Frontier is not currently a transportation customer of Transco. It is further stated that upon completion of the sales tap, Transco would commence transportation service to Frontier pursuant to Transco's Rate Schedules FT-R or IT and Part 284(G) of the Commission's regulations. Moreover, Transco states that Frontier may have access in the future to Rate Schedule FT service in the event Frontier becomes a replacement shipper for a permanent release of firm capacity or if new firm capacity becomes available through an expansion of Transco's system. Transco states that the addition of the sales tap would have no significant impact on Transco's peak day or annual deliveries, and is not prohibited by Transco's FERC Gas Tariff.

Transco further states that the estimated total costs of Transco's proposed facilities would be approximately \$474,000. It is also stated that Frontier would reimburse Transco for all costs associated with such facilities.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

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<sup>1</sup> 18 CFR 385.713(b).

<sup>2</sup> See e.g., Wisconsin Valley Improvement Company, 80 FERC ¶ 61,319 (1997).

<sup>3</sup> Even if the rehearing request had not been interlocutory, it would have to be dismissed since a request for rehearing may be filed only by a party to the proceeding. With regard to post-licensing proceedings, the Commission only entertains motions to intervene where the filings at issue entail material changes in the plan of project development or in the terms and conditions of the license, or could adversely affect the rights of property-holders in a manner not contemplated by the license. See Kings River Conservation District, 36 FERC ¶ 61,365 (1986). Such was not the case here. Thus, notice of this proceeding was not issued, and motions to intervene were not entertained.